

BILL NO. S-70-12-09

SPECIAL ORDINANCE NO. S- 620-70

AN ORDINANCE approving Sewer Extension Agreement with WAYNE DEVELOPMENT CORPORATION for the Faith Baptist Church-Trier Road Sanitary Sewer Extension.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Sewer Extension Agreement, approved December 1, 1970, between WAYNE DEVELOPMENT CORPORATION, as Developer, and the CITY OF FORT WAYNE, INDIANA, by and through its Mayor and Board of Public Works, as City, for the construction of the Faith Baptist Church-Trier Road Sanitary Sewer Extension as follows:

Beginning at a proposed manhole in Blackhawk Addition, Section 12, located at the intersection of Winnebago Drive and Hutner's Trail; thence, northerly in and along future streets to be known as Hutner's Trail, Wheatstone Lane a distance of 1,096± l.f. terminating at a proposed manhole located on the south line of the 5-acre tract owned by the Faith Baptist Church at 6600 Trier Road.

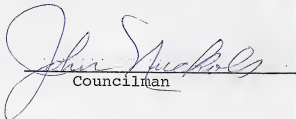
Said sewer shall be 8 inches in diameter,

the total cost of said sewer to be borne by Developer, all as more particularly set forth in said Agreement, which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. That the Developer, and any owner or owners of land, their successors in title and assigns, which is now or

may hereafter be located outside the corporate limits of the City of Fort Wayne, Indiana, who taps into the water main covered in said Agreement, or any extension thereof, shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation to said City of Fort Wayne, of such land or territory in which said land is located.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.


Councilman

APPROVED AS TO FORM
AND LEGALITY,


CITY ATTORNEY

Read the first time in full and on motion by Nuckols seconded by Adams and duly adopted, read the second time by title and referred to the (Committee on) Public Works (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196____, at _____ o'clock P.M., E.S.T.

Date: 12-15-70

Luad H. Bonachoon
City Clerk

Read the third time in full and on motion by Nuckols seconded by Steigerwald and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

AYES	<u>7</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	<u>2</u>	to-wit:
Adams	_____	_____	_____	_____	_____	_____	✓	
Dunifon	✓	_____	_____	_____	_____	_____	_____	
Fay	✓	_____	_____	_____	_____	_____	_____	
Geake	✓	_____	_____	_____	_____	_____	_____	
Nuckols	✓	_____	_____	_____	_____	_____	_____	
Robinson	✓	_____	_____	_____	_____	_____	_____	
Rousseau	_____	_____	_____	_____	_____	_____	✓	
Steigerwald	✓	_____	_____	_____	_____	_____	_____	
Tipton	✓	_____	_____	_____	_____	_____	_____	

Date 12-29-70

Luad H. Bonachoon
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map)(General)(Annexation)(Special)(Appropriation)~~ Ordinance (Resolution) No. S-620-70

on the 29th day of December, 196 70.

ATTEST: (SEAL)

Luad H. Bonachoon
City Clerk

Robert H. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 30th day of December, 196 70 at the hour of 8:30 o'clock A.M., E.S.T.

Luad H. Bonachoon
City Clerk

Approved and signed by me this 6th day of January, 196 71, at the hour of 3:38 o'clock P.M., E.S.T.

Harold S. Zeis
Mayor

Bill No. S-70-12-09

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance
approving Sewer Extension Agreement with WAYNE DEVELOPMENT CORPORATION for the Faith
Baptist Church-Trier Road Sanitary Sewer Extension,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance 76 PASS.

JOHN NUCKOLS, Chairman

CELIA ANN FAY, Vice-Chairman

THOMAS G. ADAMS

JACK K. DUNIFON

EDWIN J. ROUSSEAU

John Nuckols
Celia Ann Fay
Jack K. Dunifon

CONCURRED IN

DATE 12-29-70 FUAD G. BONAHOOM, CITY CLERK